Registered No. M.—1175.

# The Mysore Gazette.

Vol. 75] PUBLISHED BY AUTHORITY [No. 18

BANGALORE, THURSDAY, MAY 2, 1940.

## PART I

### IMPORTANT GOVERNMENT ORDERS

#### LAW SECRETARIAT

**Administration of Civil Justice in Mysore for the year 1938-39.**

READ—

Letter No. P. 35/38-39, dated 9th November 1939, from the Registrar, High Court of Mysore, forwarding a Report on the Administration of Civil Justice in Mysore for the year 1938-39.

ORDER No. P. 6889—CTS. 113-39-3, DATED BANGALORE, THE 19TH APRIL 1940.

Recorded.

2. *Work of the Courts Subordinate to the High Court.*—The number of Civil Courts at the end of the year under review was the same as in the previous year, *viz.*, 44. There was a considerable decrease in the number of suits (ordinary and Small Cause) instituted in Civil Courts subordinate to the High Court as compared with that for the previous year, *i.e.*, 29,220 against 32,861. The continued decrease in the Small Cause suits is due partly to the Agriculturists' Relief Act and to a less appreciable extent to the constitution of Debt Conciliation Boards.

The total number of suits for disposal during the year was 40,830 (44,943). Of these 23,608 were ordinary suits and 17,222 Small Cause suits. Of the 40,830 suits for disposal 29,168 were disposed of, leaving a balance of 11,662 (10,852) suits for disposal at the end of the year. The increase in pendency is reported to be due to the abnormal number of institutions in the Munsiff's Court at Kolar Gold Fields in the latter part of June 1939. Government are glad to note that but for this fact the number of suits pending in the Civil Courts in the State at the end of the year under review would have been considerably less than in the previous year.

The disposal of old suits continued to receive due attention and the pendency was reduced from 392 in the previous year to 365.

The disposal of a large number of old suits during the year resulted in an increase in the average duration from 119·0 days to 141·4.

3. *Execution Applications.*—Applications for execution of decrees fell from 82,694 in the previous year to 75,245. Of these, 50,452 were disposed of, leaving 24,794 applications pending. The percentage of infructuous applications rose from 61·1 to 64·09. This is high. There was also a decrease in the amount realised in execution, *viz.*, Rs. 29,12,370-10-5 (Rs. 31,72,976-9-2).

4. *Insolvency Applications.*—There was a considerable decrease in the gross amount of insolvents' assets realised during the year under review, *viz.*, Rs. 41,399-13-6 against Rs. 73,617-14-0 in the previous year with a corresponding decrease in the amount disbursed to creditors, *viz.*, Rs. 36,478-1-7 (Rs. 54,185-0-4E)

5. *Appellate Work.*—Out of 2,863 appeals for disposal, 1,513 (1,574) were disposed of, leaving a balance of 1,350 pending. There was an improvement in the average duration of regular appeals.

6. *High Court.*—The numbers of First and Second Appeals filed in the High Court during the year under review were 128 (139) and 412 (532), respectively. But the total number of such appeals for disposal was considerably larger than in previous years. The disposals were greater in the year than in the previous year and all the long-pending First Appeals of 1936-37 and previous years and all the Second Appeals relating to the years earlier than 1935-36 were disposed of with the exception of one First Appeal of the year 1936-37. There was an improvement in the average duration of these appeals.

7. *Inspections.*—The Judges of the High Court inspected fifteen Civil Courts. The District Judge, Bangalore Division, inspected all the courts in his division except those inspected by the High Court, and the District Judge, Shimoga Division, inspected all the Munsiffs' Courts in his division as also the Court of the Additional Subordinate Judge at Chitaldrug. The District Judge, Mysore Division, inspected the courts of the Second Munsiff, Mysore, and of the Munsiffs of Mandya, Seringapatam, Hunsur, Hassan and Nanjangud.

The work of Civil Courts of all classes was satisfactory.

*N. B.*—Figures for the previous years are shown in brackets after the figures for 1938-39.

H. V. NARAYANA RAO,
*Secretary to Government,*
*Law Department.*

## PUBLIC WORKS SECRETARIAT

### Inspection Bungalow at Chamaraj Sagar.

READ—

Rules for the occupation of the Inspection Bungalow at Chamaraj Sagar approved by Government in their Order No. P. W. 2501-6—S, dated 15th April 1933.

2. Letter No. 774, dated 14th February 1940, from the Executive Engineer, Water Supply Division, recommending for reasons given therein, that a deposit of Rs. 2 or Re. 1 for reserving the Inspection Bungalow in full or in part be insisted upon and that the same be forfeited to Government in case of non-occupation of the Bungalow.

ORDER No. P. W. 3710-9—S, DATED BANGALOR, THE 19TH APRIL 1940.

It has been reported that, in several cases, the reservation of the bungalow arranged for in advance is subsequently cancelled, thus causing not only loss to Government, but also much inconvenience to others. To obviate this, it has been recommended that a deposit in advance of Rs. 2 for reserving the bungalow in full and Re. 1 for reserving it in part be insisted upon and that this deposit be forfeited to Government if the bungalow is not occupied, and adjusted towards the rent payable if occupied.

2. Government are pleased to approve the above recommendation.

N. SARABHOJA,
*Secretary to Government,*
*Public Works Department.*

Printed by the Superintendent at the Government Press, Bangalore